

# Environment & Health Meeting Agenda



Committee Chair: Ruth Walter

800 Michaelan Office Bldg.  
148 Martine Avenue, 8th Floor  
White Plains, NY 10601  
www.westchesterlegislators.com

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Monday, July 12, 2021

10:00 AM

Committee Room

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## CALL TO ORDER

Meeting joint with the Committees on Budget & Appropriations, Public Works & Transportation, Public Safety and Parks & Recreation

## MINUTES APPROVAL

Monday, May 17, 2021 1:00 PM

Tuesday, June 29, 2021 1:00 PM

## I. ITEMS FOR DISCUSSION

### 1. [2021-408](#) ACT-Release of EOH WQIP Fund

AN ACT authorizing the transfer of up to TEN MILLION (\$10,000,000) DOLLARS of the East of Hudson Water Quality Investment Program Fund, for which the County of Westchester is the custodian under the 1997 Watershed Memorandum of Agreement, into a County Trust Account for the purpose of funding a portion of the costs for the "Town of Yorktown Hallocks Mill Sewer District Extension Phase I Project."

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT & HEALTH**

Norma V. Drummond  
Commissioner of Planning  
Westchester County Department of Planning

David S. Kvinge, AICP, RLA, CFM  
Director of Environmental Planning  
Westchester County Department of Planning

### 2. [2021-409](#) IMA-Distribute EOH WQIP Fund-Yorktown

AN ACT authorizing the County of Westchester to enter into an inter-municipal agreement with the Town of Yorktown in order to distribute up to TEN MILLION (\$10,000,000) DOLLARS of the East of Hudson Water Quality Investment Program Fund, for which the County is

custodian under the 1997 Watershed Memorandum of Agreement, in order to fund a portion of the costs for the purpose of funding the Town of Yorktown "Hallocks Mill Sewer District Extension Phase I Project."

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT & HEALTH**

Norma V. Drummond  
Commissioner of Planning  
Westchester County Department of Planning

David S. Kvinge, AICP, RLA, CFM  
Director of Environmental Planning  
Westchester County Department of Planning

3. [2021-410](#) **BOND ACT-BPS32-Traffic Noise Detection Pilot Program**

A BOND ACT authorizing the issuance of ONE HUNDRED TWENTY-FIVE THOUSAND (\$125,000) DOLLARS in bonds of Westchester County to finance Capital Project BPS32 - Traffic Noise Detection Pilot Program.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION, PUBLIC SAFETY AND ENVIRONMENT & HEALTH**

Thomas A. Gleason  
Commissioner-Sheriff  
Westchester County Dept. of Public Safety

William McGuinness  
Captain  
Westchester County Dept. of Public Safety

4. [2021-411](#) **BOND ACT-RGP13-Gen'l Infrast.-Equipment Acquisition '21-'25**

A BOND ACT authorizing the issuance of ONE MILLION (\$1,000,000) DOLLARS in bonds of Westchester County to finance Capital Project RGP13 - General Infrastructure - Equipment Acquisition (2021-2025).

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION, PARKS & RECREATION AND ENVIRONMENT & HEALTH.**

Kathleen O'Connor  
Commissioner  
Westchester County Department of Parks and Recreation

Peter Tartaglia  
First Deputy Commissioner  
Westchester County Department of Parks and Recreation

## II. OTHER BUSINESS

### III. RECEIVE & FILE

1. [2021-399](#) **HON. MARGARET A. CUNZIO - Saw Mill Sewer Removal - 25 Cecilia Lane, Pleasantville**

Forwarding a Resolution from the Town of Mt. Pleasant requesting removal of the property located at 25 Cecilia Lane, Pleasantville, from the Saw Mill Sewer District.

2. [2021-400](#) **CLERK OF THE BOARD - Removal from Westchester County Sewer District - 3830 Purchase Street, Purchase**

Forwarding a Resolution from the Town of Harrison, Village of Harrison requesting the removal of 3830 Purchase Street, Purchase, NY from the Westchester County Sewer District.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT & HEALTH**

3. [2021-401](#) **CLERK OF THE BOARD - Reinstate Parcel into Peekskill Sanitary Sewer District - East Hill Rd., Cortlandt**

Forwarding a Resolution from the Town of Cortlandt requesting the reinstatement of a parcel located at East Hill Road, Cortlandt, NY into the Peekskill Sanitary Sewer District.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT & HEALTH**

4. [2021-402](#) **CLERK OF THE BOARD - Reinstatement of Parcel into Peekskill Sanitary Sewer District - 73 South Hill Rd., Cortlandt**

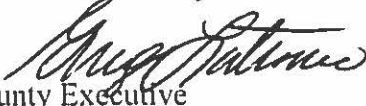
Forwarding a Resolution requesting reinstatement of a parcel of property located at 73 South Hill Road, Cortlandt, NY into the Peekskill Sanitary Sewer District.

**COMMITTEE REFERRAL: COMMITTEES ON BUDGET & APPROPRIATIONS, PUBLIC WORKS & TRANSPORTATION AND ENVIRONMENT & HEALTH**

## ADJOURNMENT

June 28, 2021

TO: Hon. Benjamin Boykin, Chair  
Hon. Alfreda Williams, Vice Chair  
Hon. MaryJane Shimsky, Majority Leader  
Hon. Margaret Cunzio, Minority Leader

FROM: George Latimer   
Westchester County Executive

RE: Message Requesting Immediate Consideration: **2 ACTs – Release of EOH WQIP Fund.**

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This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators June 28, 2021 Agenda.

Transmitted herewith for your consideration is a proposed ACT which, if approved by your Honorable Board, would authorize release from the East of Hudson Water Quality Investment Program Fund (the "EOH WQIP Fund"), of which the County of Westchester ("County") serves as custodian under the New York City Watershed Memorandum of Agreement (the "Watershed MOA") (as defined below), in an amount not to exceed Ten Million (\$10,000,000) Dollars (the "EOH Funds").

In addition, attached is an ACT to enter into an IMA with the Town of Yorktown in order to distribute such fund.

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for June 28, 2021 "blue sheet" calendar.

Thank you for your prompt attention to this matter.





George Latimer  
County Executive

June 28, 2021

Westchester County Board of Legislators  
800 Michaelian Office Building  
White Plains, New York 10601

Dear Honorable Members of the Board of Legislators:

Transmitted herewith for your consideration is proposed legislation which, if approved by your Honorable Board, would authorize release from the East of Hudson Water Quality Investment Program Fund (the "EOH WQIP Fund"), of which the County of Westchester ("County") serves as custodian under the New York City Watershed Memorandum of Agreement (the "Watershed MOA") (as defined below), in an amount not to exceed Ten Million (\$10,000,000) Dollars (the "EOH Funds"). The EOH Funds would be provided to the Town of Yorktown ("Town") to partially fund the Town's costs ("Eligible Costs") as defined in the Watershed MOA, to construct the "Town of Yorktown Hallocks Mill Sewer District Extension Phase I Project" ("Project"). The purpose of this Project is to construct additional sewer lines in the Hallocks Mill Sewer District. The total estimated cost for the Project is Fourteen Million Three Hundred Thousand (\$14,300,000) Dollars, of which Ten Million (\$10,000,000) Dollars is being requested from the EOH WQIP Fund. Also transmitted herewith is a proposed Act, which, if adopted, will authorize the County to enter into and inter-municipal agreement ("IMA") with the Town, which sets forth the terms under which the County will distribute the EOH Funds, all as further described herein.

I have been informed that the County retained Savin Engineers P.C. ("Savin") in 1997 to undertake studies for the purposed of determining the technical and financial feasibility of managing wastewater from wastewater treatment plants ("WWTPs") and other identified areas ("Focus Areas") that currently discharge wastewater into the Croton/Kensico watersheds. The Northern Westchester Watershed Committee ("NWWC") worked with Savin to review the studies and prioritize projects based on water quality impacts and economic feasibility and identified five priority projects: 1) Hallocks Mill Sewer District in Yorktown (the "District"); 2) Riverwoods and random Farms WWTPs and the Stanwood and Yeshiva Focus Areas in New Castle and Bedford; 3) Bedford Hills/Katonah Focus Area in the Town of Bedford; 4) Lake Shenorock Focus Area in the Town of Somers; and 5) Peach Lake Focus Area in the Town of North Salem.

Office of the County Executive

Michaelian Office Building  
148 Martine Avenue  
White Plains, New York 10601  
westchestergov.com

Email: [CE@westchestergov.com](mailto:CE@westchestergov.com)  
Telephone: (914)995-2900

I have been advised that the District was established as a sewer service area to provide for wastewater needs for the Yorktown Heights hamlet and surrounding areas. Portions of the District were initially sewered with the intention that all areas within the District would eventually be sewered. Collected wastewater is treated at the Yorktown Heights Water Pollution Control Plant ("Plant"). The Plant effluent discharges to the Hallocks Mill Brook which flows to the Muscoot River and ultimately the New Croton Reservoir, part of the New York City Croton Watershed. There are approximately one thousand four hundred (1,400) parcels in the District which are currently unsewered. The Town sewer mains do not connect to the property lines of these parcels. These parcels are serviced by residential septic systems which tend to be located on small lots with steep slopes and environmental constraints which are not ideal for septic system performance. There have been reported occurrences of septic system failures. Further, the Department of Planning ("Planning") has advised that information exists which indicates that some septic system failures have gone unreported. Planning has been advised that residents in these areas have expressed interest in the Town constructing sewers to serve their parcels.

Additionally, I have been further advised that a report was prepared for and at the request of the Town by GHD Consulting Services Inc. ("GHD") in October 2016 entitled "*Wastewater Infrastructure and Pump Station Improvements, Town of Yorktown, NY*". The Town, working with GHD identified six hundred sixty (660) properties that were designated as "high priority" parcels in need of sewerage and located in specified "subareas" in the Town. However, due to the estimated cost and complexity of such a large project, the Town has amended the scope of the Project to be limited to the installation of sewers to serve three hundred fifteen (315) parcels in the District as follows: two hundred twenty (220) parcels in the "Birch Street Subarea"; sixty-nine (69) parcels in the "Sparkle Lake Subarea"; and twenty-six (26) parcels in the "Sunrise Street Subarea". The Project will include the construction of approximately five and one-half (5.5) miles of new Town-owned sanitary sewer with a combination of gravity lines and low pressure force mains.

By way of background, your Honorable Board will recall that, pursuant to Act Nos. 145-1996 and 165-1996, which were approved by your Honorable Board, the County along with the City of New York (the "City"), the State of New York, United States Environmental Protection Agency, the Catskill Watershed Corporation, the Coalition of Watershed Towns, certain environmental parties, and the Towns of Bedford, Cortlandt, Lewisboro, Mount Pleasant, New Castle, North Castle, North Salem, Pound Ridge, Yorktown, and the Town/Villages of Harrison and Mount Kisco are parties to the Watershed MOA. It should be noted that the chief elected official (or appointed designee) of each of the aforementioned municipalities, along with representatives of the County, comprise the Northern Westchester Watershed Committee (the "NWWC").

Your Honorable Board will further recall that, pursuant to Article V, paragraph 140 of the Watershed MOA and the East of Hudson Water Quality Investment Program Contract (which is incorporated into and made a part of the Watershed MOA), the City paid the County Thirty-Eight Million (\$38,000,000) Dollars to create a fund, known as the EOH WQIP Fund, to support a program of water quality investments east of the Hudson River in order to protect New York City's drinking water supply. Pursuant to the Watershed MOA, the EOH WQIP Fund monies may be distributed by the County to fund specified water quality improvement projects (each an "Eligible Project") as enumerated therein and/or as the New York City Department of Environmental Protection may authorize.

I have been further advised that, pursuant to Article V, paragraph 140 subsection (b)(ix) of the Watershed MOA, includes "Sewerage collection systems or extensions to sewerage collection systems" as eligible expenses of the EOH WQIP Fund:

"Sewerage collection systems or extensions to sewerage collection systems to the extent necessary to serve areas with concentrations of failing or soon to be failing SSTSs constructed on inappropriate sites from a water quality perspective (e.g., undersized lots in lakefront communities adjacent to lakes or reservoirs) or to combine sewage flows currently treated at two or more WWTPs and expansions of existing WWTPs or construction of new WWTPs necessary to accommodate the additional flow resulting from such sewerage."

I have been further advised that because the County acts as custodian of the EOH WQIP Fund, and because such funds are not currently included in any County operating or capital budget, the first annexed Act, if approved by your Honorable Board, will provide for the transfer of the EOH Funds from the County's general custodial account for the EOH WQIP Fund to a County Trust Account created for the specific purpose of funding this Project. As the Administrator of the Watershed MOA, the Department of Planning ("Planning") will manage the expenditure of the EOH Funds all in accordance with the terms outlined herein and in the Watershed MOA.

The second annexed Act will authorize the County to enter into the IMA with the Town, which will outline the terms and conditions under which the EOH Funds will be released. Specifically, the proposed IMA will have a term of five (5) years, and will authorize the release of up to Ten Million (\$10,000,000) Dollars in EOH Funds, and will include the terms and conditions regarding the Initial Funds as described herein. Within thirty (30) days of execution of the IMA, the County may distribute an aggregate amount not to exceed One Million (\$1,000,000.) Dollars (the "Initial Funds") to the Town for the purpose of funding Eligible Costs as defined in the Watershed MOA for preliminary and/or pre-construction steps necessary to assist the Town in conducting its responsibilities in connection with design of the Project, including without limitation, design, environmental review, preparation and issuance of the bid documents. Any request for such Initial Funds must be issued in writing to the Commissioner of Planning ("Commissioner"). Approval of such request shall be in the Commissioner's sole discretion. In no event will the Initial Funds be disbursed if the Town has not provided acceptable insurance certificates in accordance with County policy and procedures. Subsequent to the receipt of the Initial Funds, the Town must provide back up, including all appropriate receipts, invoices, bills or other documentation requested by the County evidencing the proper expenditure of the Initial Funds. It shall be in the Commissioner's sole discretion to determine if the Initial Funds have been spent in compliance with the terms of the Watershed MOA and all County requirements as the Administrator of the EOH WQIP Fund. The Town will not submit a voucher seeking disbursement of the remaining EOH Funds until the Commissioner has determined that the Initial Funds have been spent properly. Further, if the Town determines after the design of the Project is complete that it will be unable to complete the construction of the Project to include sewer connection to three hundred fifteen (315) parcels, the Town will repay to the County the Initial Funds that have been disbursed to the Town within one hundred eighty (180) days of receipt of the design documents for the Project.

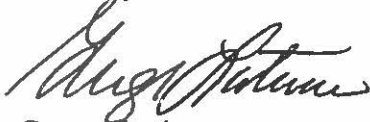
I have been advised that, in order to properly spend the EOH WQIP Fund, the County must comply with certain other procedures as set forth in the Watershed MOA, and all State and local laws, rules and regulations, including the Laws of Westchester County. This includes, among other things, compliance with the right of objection procedures specified in paragraph 107(c) of the Watershed MOA. Planning, as the Administrator of the Watershed MOA and any program initiated pursuant thereto, issued a right of objection letter to the requisite parties on December 7, 2020 stating the County's intent to access and distribute the EOH Funds in connection with this Project. Pursuant to the provisions of Paragraph 107(f), such parties have fifteen (15) days from the date of mailing of the right of objection letter, to object to this decision, or to petition for an additional fifteen (15) day period to raise an objection. Planning has advised that no objections were received during the applicable timeframe. Accordingly, subject to receipt of the approval of your Honorable Board, the EOH Funds may now be expended in accordance with the Watershed MOA.

I have been advised that the NWWC supports the expenditure of the EOH Funds for the Project, and, on January 15, 2019, adopted a resolution formalizing that support. The resolution was adopted supporting the allocation of up to Ten Million (\$10,000,000) Dollars of the EOH WQIP Fund to be used for the Project.

As your Honorable Board is aware, no action may be taken with regard to the proposed legislation until the requirements of the New York State Environmental Quality Review ("SEQR") Act, which requires your Honorable Board to comply with the regulations promulgated thereunder (6 NYCRR Part 617) have been met. Planning has advised that the Town classified this Project as an Unlisted action. On May 17, 2021, the Town circulated a notice of intent to serve as lead agency along with Part 1 of a full Environmental Assessment Form. The Town advised that it anticipates issuing a Negative Declaration for the Project on July 6, 2021. Since the Town has undertaken coordinated review and the County was included in the coordinated review process, then, in accordance with Section 617.6(b)(3), no further review will be required by the County. As you know, your Honorable Board may use such expert advice to reach its own conclusion. The Negative Declaration will be submitted to your Honorable Board as soon as it is available.

Your Honorable Board's approval of the legislation submitted herewith is recommended as it is a worthwhile use of the EOH WQIP Fund for the purpose of protecting water quality.

Sincerely,



George Latimer  
County Executive

GL/ND/LAC

**HONORABLE BOARD OF LEGISLATORS  
THE COUNTY OF WESTCHESTER**

Your Committee is in receipt of a communication from the County Executive recommending the adoption of an Act which, if approved by your Honorable Board, would authorize release from the East of Hudson Water Quality Investment Program Fund (the "EOH WQIP Fund"), of which the County of Westchester ("County") serves as custodian under the New York City Watershed Memorandum of Agreement (the "Watershed MOA") (as defined below), in an amount not to exceed Ten Million (\$10,000,000) Dollars (the "EOH Funds"). The EOH Funds would be provided to the Town of Yorktown ("Town") to partially fund the Town's costs ("Eligible Costs") as defined in the Watershed MOA, to construct the "Town of Yorktown Hallocks Mill Sewer District Extension Phase I Project" (the "Project"). The purpose of this Project is to construct additional sewer lines in the Hallocks Mill Sewer District. The total estimated cost for the Project is Fourteen Million Three Hundred Thousand (\$14,300,000) Dollars, of which Ten Million (\$10,000,000) Dollars is being requested from the EOH WQIP Fund. "Also transmitted herewith is a proposed Act, which, if adopted, will authorize the County to enter into an inter-municipal agreement ("IMA") with the Town, which sets forth the terms under which the County will distribute the EOH Funds, all as further described herein.

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Your Committee has been advised that the District was established as a sewer service area to provide for the wastewater needs of the Yorktown Heights hamlet and surrounding areas. Portions of the District were initially sewered with the intention that all areas within the District would eventually be sewered. Collected wastewater is treated at the Yorktown Heights Water Pollution Control Plant ("Plant"). The Plant effluent discharges to the Hallocks Mill Brook which flows to the Muscoot River and ultimately the New Croton Reservoir, part of the New York City Croton Watershed. There are approximately one thousand four hundred (1,400) parcels in the District which are currently unsewered. The Town sewer mains do not connect to the property lines of these parcels. These parcels are serviced by residential septic systems which tend to be located on small lots with steep slopes and environmental constraints which are not ideal for septic system performance. There have been reported occurrences of septic system failures. Further, the Department of Planning ("Planning") has advised that information exists which indicates that some septic system failures have gone unreported. Planning has been advised that residents in these areas have expressed interest in the Town constructing sewers to serve their parcels.

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Coalition of Watershed Towns, certain environmental parties, and the Towns of Bedford, Cortlandt, Lewisboro, Mount Pleasant, New Castle, North Castle, North Salem, Pound Ridge, Yorktown, and the Town/Villages of Harrison and Mount Kisco are parties to the Watershed MOA. It should be noted that the chief elected official (or appointed designee) of each of the aforementioned municipalities, along with representatives of the County, comprise the NNWWC.

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Your Committee has been further advised that because the County acts as custodian of the EOH WQIP Fund, and because such funds are not currently included in any County operating or capital budget, the first annexed Act, if approved by your Honorable Board, will provide for the transfer of the EOH Funds from the County's general custodial account for the EOH WQIP Fund to a County Trust Account created for the specific purpose of funding the Program. As the Administrator of the Watershed

MOA, the Department of Planning ("Planning") will manage the expenditure of the EOH Funds also in accordance with the terms outlined herein and in the Watershed MOA.

The second annexed Act will authorize the County to enter into the IMA with the Town, which IMA will outline the terms and conditions under which the EOH Funds will be released. Specifically, the proposed IMA will have a term of five (5) years, and will authorize the release of up to Ten Million (\$10,000,000) Dollars in EOH Funds, and will include the terms and conditions regarding the Initial Funds as described herein. In no event will the County's obligation to provide funding exceed the EOH Funds. Within thirty (30) days of execution of the IMA, the County may distribute an aggregate amount not to exceed One Million (\$1,000,000.) Dollars (the "Initial Funds") to the Town for the purpose of funding Eligible Costs as defined in the Watershed MOA for preliminary and/or pre-construction steps necessary to assist the Town in conducting its responsibilities in connection with design of the Project, including without limitation, environmental review, preparation and issuance of the bid documents. Any request for such Initial Funds must be issued in writing to the Commissioner of Planning ("Commissioner"). Approval of such request shall be in the Commissioner's sole discretion. In no event will the Initial Funds be disbursed if the Town has not provided acceptable insurance certificates in accordance with the IMA. Subsequent to the receipt of the Initial Funds, the Town must provide back up, including all appropriate receipts, invoices, bills or other documentation requested by the County evidencing the proper expenditure of the Initial Funds. It shall be in the Commissioner's sole discretion to determine if the Initial Funds have been spent in compliance with the terms of the Watershed MOA and all County requirements as the Administrator of the EOH WQIP Fund. The Town will not submit a voucher seeking disbursement of the remaining EOH Funds until the Commissioner has determined that the Initial Funds have been spent properly. Further, if the Town determines after the design of the Project is complete, that it will be unable to complete the construction of the Project to include sewer connection to three hundred fifteen (315) parcels, the Town will repay to the County the Initial Funds that have been disbursed to the Town within one hundred eighty (180) days of receipt of the design documents for the Project.



Your Committee has been further advised that, in order to properly spend the EOH WQIP Fund, the County must comply with certain other procedures as set forth in the Watershed MOA, and all State and local laws, rules and regulations, including the Laws of Westchester County.

This includes, among other things, compliance with the right of objection procedures specified in paragraph 107(c) of the Watershed MOA. Planning, as the Administrator of the Watershed MOA and any program initiated pursuant thereto, issued a right of objection letter to the requisite parties on December 7, 2020 stating the County's intent to access and distribute the EOH Funds in connection with this Project. Pursuant to the provisions of Paragraph 107(f), such parties have fifteen (15) days from the date of mailing of the right of objection letter, to object to this decision, or to petition for an additional fifteen (15) day period to raise an objection. Planning has advised that no objections were received during the applicable timeframe. Accordingly, subject to receipt of the approval of your Honorable Board, the EOH Funds may now be expended in accordance with the Watershed MOA.

Your Committee has also been advised that the NWWC supports the expenditure of the EOH Funds for the septic portion of the Program, and, on January 15, 2019, adopted a resolution formalizing that support. The resolution was adopted supporting the allocation of up to Ten Million (\$10,000,000) Dollars of the EOH WQIP Fund to be used for the Project.

As your Honorable Board is aware, no action may be taken with regard to the proposed legislation until the requirements of the New York State Environmental Quality Review ("SEQR") Act, which requires your Honorable Board to comply with the regulations promulgated thereunder (6 NYCRR Part 617) have been met. Planning has advised that the Town classified this Project as an Unlisted action. On May 17, 2021, the Town circulated a notice of intent to serve as lead agency along with Part 1 of a full Environmental Assessment Form. The Town advised that it anticipates issuing a Negative Declaration for the Project on July 6, 2021. Since the Town has undertaken coordinated review and the County was included in the coordinated review process, then, in accordance with Section 617.6(b)(3), no further review will be required by the County.

Your Committee has been advised that the Negative Declaration issued by the Town will be forwarded to your Honorable Board as soon as it is available.

It should be noted that the foregoing Acts require no more than an affirmative vote of the majority of your Honorable Board. Your Committee has carefully considered the Project and recommends approval of both Acts.

Dated: \_\_\_\_\_, 2021  
White Plains, New York

# FISCAL IMPACT STATEMENT

SUBJECT: IMA with Yorktown - EOH WQIP Fund  NO FISCAL IMPACT PROJECTED

## OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

### SECTION A - FUND

GENERAL FUND       AIRPORT FUND       SPECIAL DISTRICTS FUND

### SECTION B - EXPENSES AND REVENUES

Total Current Year Expense      TBD

Total Current Year Revenue      TBD

Source of Funds (check one):     Current Appropriations     Transfer of Existing Appropriations

Additional Appropriations       Other (explain)

Identify Accounts:      TBD

Potential Related Operating Budget Expenses:      Annual Amount      TBD

Describe:      An ACT authorizing an Intermunicipal agreement with the Town of Yorktown  
which will provide the terms & conditions under the which will distribute funds to the Town  
from the East of Hudson Water Quality Investment Program Fund.

Potential Related Operating Budget Revenues:      Annual Amount      TBD

Describe:      \_\_\_\_\_  
\_\_\_\_\_  
Water Quality Investment Program Fund to a County trust account for the Town of Yorktown

Anticipated Savings to County and/or Impact on Department Operations:

Current Year:      TBD

Next Four Years: TBD

Prepared by:      Roberto Nascimento

Title:      Sr. Budget Analyst

Department:      Budget

Date:      June 24, 2021

Reviewed By: 

Budget Director

Date:      6/24/21

# FISCAL IMPACT STATEMENT

SUBJECT: Release \$10Million EOH WQIP Fund     NO FISCAL IMPACT PROJECTED

## OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

### SECTION A - FUND

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

### SECTION B - EXPENSES AND REVENUES

Total Current Year Expense      TBD

Total Current Year Revenue      TBD

Source of Funds (check one):     Current Appropriations     Transfer of Existing Appropriations

Additional Appropriations       Other (explain)

Identify Accounts:      TBD

Potential Related Operating Budget Expenses:      Annual Amount      TBD

Describe:      An ACT authorizing the release of up to \$10 Million from the East of Hudson  
Water Quality Investment Program Fund to a County trust account for the Town of Yorktown  
Hallocks Mill Sewer District Extension Phase 1 Project

Potential Related Operating Budget Revenues:      Annual Amount      TBD

Describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Anticipated Savings to County and/or Impact on Department Operations:

Current Year:      TBD

Next Four Years: TBD

Prepared by:      Roberto Nascimento

Title:      Sr. Budget Analyst

Department:      Budget

Date:      June 24, 2021

Reviewed By: 

Budget Director

Date:      6/24/21

# FISCAL IMPACT STATEMENT

SUBJECT: EOH WQIP FUNDS County Septic Repair  NO FISCAL IMPACT PROJECTED

## OPERATING BUDGET IMPACT

To Be Completed by Submitting Department and Reviewed by Budget

### SECTION A - FUND

GENERAL FUND

AIRPORT FUND

SPECIAL DISTRICTS FUND

### SECTION B - EXPENSES AND REVENUES

Total Current Year Expense \$                   -

Total Current Year Revenue \$                   -

Source of Funds (check one):  Current Appropriations  Transfer of Existing Appropriations

Additional Appropriations

Other (explain)

Identify Accounts: EOH WQIP Funds

Potential Related Operating Budget Expenses: Annual Amount \$0.00

Describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Potential Related Operating Budget Revenues: Annual Amount \$0.00

Describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Anticipated Savings to County and/or Impact on Department Operations:

Current Year: \_\_\_\_\_  
\_\_\_\_\_

Next Four Years: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Prepared by: Millie Magraw

Title: Coordinator Water Quality

Department: Planning


Date: June 17, 2021

Reviewed By: 

Budget Director

Date: 6/17/21

TO: Lynne Colavita, Senior Assistant County Attorney  
Department of Law

FROM: David S. Kvinge, AICP, RLA, CFM   
Director of Environmental Planning

DATE: June 17, 2021

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR USE OF EOH FUNDS –  
HALLOCKS MILL SEWER PROJECT, YORKTOWN**

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Pursuant to your request, the Planning Department has reviewed the above referenced action with respect to the State Environmental Quality Review Act and its implementing regulations, 6 NYCRR Part 617 (SEQR).

The Town of Yorktown is proposing to undertake a public sewer project and has requested financial assistance through the City of New York's East of Hudson Water Quality Investment Program Fund (EOH Fund). The project involves the expansion of the existing Hallocks Mill Sewer District to provide public sewers to additional residential areas of Yorktown, in order to eliminate septic systems within the drinking watershed. Effluent from these areas will be sent to and treated at the existing Yorktown Heights Water Pollution Control Plant run by the Town. In order to make the aforementioned funds available, the County, which serves as custodian of the EOH Fund, must transfer the designated amount to a County trust account and then enter into an agreement with the Town to disburse the funds for the project.

Pursuant to SEQR, the Town of Yorktown Town Board classified this project as an Unlisted action. On May 17, 2021, the Town Board circulated a notice of intent to serve as lead agency along with Part 1 of a full Environmental Assessment Form. The Town anticipates issuing a Negative Declaration for the project on July 6. Since the Town of Yorktown has undertaken coordinated review and the County of Westchester was included in the coordinated review process, then, in accordance with section 617.6(b)(3), no further environmental review will be required by the County.

**Note that as of the date of this memorandum, the Town has yet to issue a Negative Declaration for the project. The County, as an Involved Agency, cannot take action until the Lead Agency has. Once the Town adopts a Negative Declaration for this action the County Board of Legislators may then take action on the project.**

Please do not hesitate to contact me if you have any questions regarding this matter.

cc: Andrew Ferris, Chief of Staff  
Paula Friedman, Assistant to the County Executive  
Norma Drummond, Commissioner of Planning  
Millie Magraw, Program Coordinator  
Claudia Maxwell, Associate Environmental Planner



**ACT NO. - 2021**

**AN ACT** authorizing the transfer of up to \$10,000,000 of the East of Hudson Water Quality Investment Program Fund, for which the County of Westchester is the custodian under the 1997 Watershed Memorandum of Agreement, into a County Trust Account for the purpose of funding a portion of the costs for the “Town of Yorktown Hallocks Mill Sewer District Extension Phase I Project”

**BE IT ENACTED** by the Board of Legislators of the County of Westchester as follows:

**Section 1.** The County of Westchester (the “County”), as custodian of the East of Hudson Water Quality Investment Program Fund pursuant to the New York City Watershed Memorandum of Agreement (the “Watershed MOA”), dated January 21, 1997, is hereby authorized to transfer Ten Million (\$10,000,000) Dollars of monies currently held in such fund into a County Trust Account (the “EOH Funds”) for the “Town of Yorktown Hallocks Mill Sewer District Extension Phase I Project” to construct approximately five and one half (5.5 miles) of new Town-owned sanitary sewer with a combination of gravity lines and low pressure force mains to three hundred fifteen (315) parcels in the Hallocks Mill Sewer District located in the Town of Yorktown; and

**§ 2.** The County Department of Planning (“Planning”) is hereby designated as the Administrator of said County Trust Account for the implementation of the funding in order to ensure that Planning may comply with its obligations as administrator under the Watershed MOA with respect to expenditure of the EOH Funds; and

**§ 3.** The County Executive or his designee is hereby authorized to execute and deliver all documents and take such actions as the County Executive deems necessary or desirable to accomplish the purposes hereof; and

**§ 4. This Act shall take effect immediately.**



**ACT NO. \_\_ - 2021**

**AN ACT** authorizing the County of Westchester to enter into an inter-municipal agreement with the Town of Yorktown in order to distribute up to \$10,000,000 of the East of Hudson Water Quality Investment Program Fund, for which the County is custodian under the 1997 Watershed Memorandum of Agreement, in order to fund a portion of the costs to the purpose of funding the Town of Yorktown “Hallocks Mill Sewer District Extension Phase I Project”

**BE IT ENACTED** by the County Board of Legislators of the County of Westchester as follows:

**Section 1.** The County of Westchester (the “County”), is hereby authorized to enter into an inter-municipal agreement (the “IMA”) with the Town of Yorktown (the “Town”) in order to distribute funds from the County Trust Account established by Act No. \_\_-2021, noting that said funds originally formed a part of the East of Hudson Water Quality Investment Program Fund (the “EOH WQIP Fund”), for which the County is custodian under the 1997 Watershed Memorandum of Agreement (the “Watershed MOA”), in an amount not to exceed Ten Million (\$10,000,000) Dollars (the “EOH Funds”) to fund a portion of the Municipality’s “Eligible Costs”, as defined in the Watershed MOA, to construct approximately five and one-half (5.5) miles of new Town-owned sanitary sewer with a combination of gravity lines and low pressure force mains to three hundred fifteen (315) parcels in the Hallocks Mill Sewer District located in the Town of Yorktown (“Hallocks Mill Sewer District Extension Phase I Project”); and

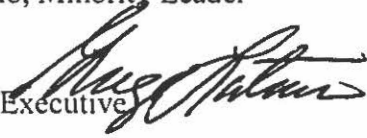
**§ 2.** The IMA will have a term of five (5) years commencing upon execution; and

**§3.** The County Executive or his designee is hereby authorized to execute and deliver all documents and take such actions as the County Executive deems necessary or desirable to accomplish the purposes hereof; and

**§ 4.** This Act shall take effect immediately.

June 23, 2021

TO: Hon. Benjamin Boykin, Chair  
Hon. Alfreda Williams, Vice Chair  
Hon. MaryJane Shimsky, Majority Leader  
Hon. Margaret Cunzio, Minority Leader

FROM: George Latimer  
Westchester County Executive 

RE: Message Requesting Immediate Consideration: **Bond Act – BPS32 –  
Traffic Noise Detection Pilot Program.**

---

This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators June 28, 2021 Agenda.

Transmitted herewith for your review and approval is a bond act (“Bond Act”) which, if adopted, would authorize the County of Westchester (“County”) to issue bonds in the amount of \$125,000 to finance the following capital project: BPS32.

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for June 28, 2021 “blue sheet” calendar.

Thank you for your prompt attention to this matter.

George Latimer  
County Executive

June 23, 2021

Westchester County Board of Legislators  
800 Michaelian Office Building  
White Plains, New York 10601

Dear Members of the Board of Legislators:

Transmitted herewith for your review and approval is a bond act ("Bond Act") which, if adopted, would authorize the County of Westchester ("County") to issue bonds in the amount of \$125,000 to finance the following capital project:

BPS32 – Traffic Noise Detection Pilot Program ("BPS32").

The Bond Act, in the amount of \$125,000 would finance the cost of traffic noise detection pilot program, including an acoustical engineering study to determine appropriate noise detection equipment and placement location(s) to further the end goal of the project of identifying violators of existing noise limits in the Vehicle and Traffic Law.

The Department of Public Safety ("Department") has advised that complaints have been received regarding the level of noise emitted by vehicles on the southern portion of the Bronx River Parkway, specifically in the areas of Yonkers and Bronxville.

Following bonding authorization, the study will be initiated and is expected to take approximately six to nine months to complete. It is anticipated that the study will be completed by an acoustic engineering consultant.

The Planning Department has advised that based on its review, BPS32 has been classified as a "Type II" action pursuant to the State Environmental Quality Review Act ("SEQR") and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. As you know, your Honorable Board may use such expert advice to reach its own conclusion.

Based on the importance of this project to the County, favorable action on the proposed Bond Act is respectfully requested.

Sincerely,



George Latimer  
County Executive

**HONORABLE BOARD OF LEGISLATORS  
THE COUNTY OF WESTCHESTER, NEW YORK**

Your Committee is in receipt of a transmittal from the County Executive recommending approval by the County of Westchester (“County”) of a bond act (“Bond Act”) in the amount of \$125,000 to finance capital project BPS32 – Traffic Noise Detection Pilot Program (“BPS32”). The Bond Act, which was prepared by the law firm Harris Beach, PLLC, will finance the cost of traffic noise detection pilot program, including an acoustical engineering study to determine appropriate noise detection equipment and placement location(s) to further the end goal of the project of identifying violators of existing noise limits in the Vehicle and Traffic Law.

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The Department of Public Safety (“Department”) has advised that complaints have been received regarding the level of noise emitted by vehicles on the southern portion of the Bronx River Parkway, specifically in the areas of Yonkers and Bronxville.

Following bonding authorization, the study will be initiated and is expected to take approximately six to nine months to complete. It is anticipated that the study will be completed by an acoustic engineering consultant.


The Planning Department has advised your Committee that based on its review, BPS32 has been classified as a Type “II” action pursuant to the State Environmental Quality Review Act (“SEQR”) and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this conclusion.

It should be noted that an affirmative vote of two-thirds of the members of your Honorable Board is required in order to adopt the Bond Act. Your Committee recommends the adoption of the proposed Bond Act.


Dated: \_\_\_\_\_, 20\_\_\_\_  
White Plains, New York

**COMMITTEE ON**

# FISCAL IMPACT STATEMENT

CAPITAL PROJECT #: <u>BPS32</u>		<input type="checkbox"/> NO FISCAL IMPACT PROJECTED		
<b>SECTION A - CAPITAL BUDGET IMPACT</b> To Be Completed by Budget				
<input checked="" type="checkbox"/> GENERAL FUND	<input type="checkbox"/> AIRPORT FUND	<input type="checkbox"/> SPECIAL DISTRICTS FUND		
Source of County Funds (check one):		<input checked="" type="checkbox"/> Current Appropriations		
		<input type="checkbox"/> Capital Budget Amendment		
<b>SECTION B - BONDING AUTHORIZATIONS</b> To Be Completed by Finance				
Total Principal	\$ 125,000	PPU 5	Anticipated Interest Rate	0.30%
Anticipated Annual Cost (Principal and Interest):		\$ 25,226		
Total Debt Service (Annual Cost x Term):		\$ 126,130		
Finance Department: Interest rates from June 14, 2021 Bond Buyer - ASBA				
<b>SECTION C - IMPACT ON OPERATING BUDGET (exclusive of debt service)</b> To Be Completed by Submitting Department and Reviewed by Budget				
Potential Related Expenses (Annual):	\$	-		
Potential Related Revenues (Annual):	\$	-		
Anticipated savings to County and/or impact of department operations (describe in detail for current and next four years):				
<hr/> <hr/>				
<b>SECTION D - EMPLOYMENT</b> As per federal guidelines, each \$92,000 of appropriation funds one FTE Job				
Number of Full Time Equivalent (FTE) Jobs Funded:		1		
<b>SECTION E - EXPECTED DESIGN WORK PROVIDER</b>				
<input type="checkbox"/> County Staff	<input checked="" type="checkbox"/> Consultant	<input type="checkbox"/> Not Applicable		
Prepared by:	<u>Carl Maniscalco</u>	Reviewed By:		
Title:	<u>Dir. Of Admin. Services</u>		Deputy Budget Director	
Department:	<u>Public Safety</u>	Date:	<u>6/22/21</u>	
Date:	<u>6/22/21</u>			

TO: Michelle Greenbaum, Senior Assistant County Attorney  
Jeffrey Goldman, Senior Assistant County Attorney

FROM: David S. Kvinge, AICP, RLA, CFM   
Director of Environmental Planning

DATE: June 16, 2021

SUBJECT: **STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
BPS32 TRAFFIC NOISE DETECTION PILOT PROGRAM**

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on 05-14-2021 (Unique ID: 1689)

With respect to the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617, the Planning Department recommends that no further environmental review is required for the proposed action, because the project or component of the project for which funding is requested may be classified as a **TYPE II action** pursuant to section(s):

- **617.5(c)(27):** conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action.
- 

**COMMENTS:** None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff  
Paula Friedman, Assistant to the County Executive  
Tami Altschiller, Assistant Chief Deputy County Attorney  
Gideon Grande, Deputy Budget Director  
Lorraine Yazzetta, Associate Budget Director  
Anthony Zaino, Assistant Commissioner  
William Brady, Chief Planner  
Michael Lipkin, Associate Planner  
Claudia Maxwell, Associate Environmental Planner



ACT NO. -20\_\_

BOND ACT AUTHORIZING THE ISSUANCE OF \$125,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE COSTS OF A TRAFFIC NOISE DETECTION PILOT PROGRAM; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$125,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$125,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted, \_\_\_\_\_, 20\_\_)

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, to the provisions of other laws applicable thereto, \$125,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance costs of a traffic noise detection pilot program, including an acoustical engineering study to determine appropriate noise detection equipment and placement location(s) to further the end goal of the project of identifying violators of existing noise limits in the Vehicle and Traffic Law; all as set forth in the County's current year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the current year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost of said specific object or purpose, including

preliminary costs and costs incidental thereto and the financing thereof is \$125,000. The plan of financing includes the issuance of \$125,000 bonds herein authorized, and any bond anticipation notes issued in anticipation of the sale of such bonds, and the levy of a tax to pay the principal of and interest on said bonds.

Section 2. The period of probable usefulness applicable to the specific object or purpose for which the bonds authorized by this resolution is to be issued within the limitations of Section 11.00 a. 62(2<sup>ND</sup>) of the Law, is five (5) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the maximum amount of \$125,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and

relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 5. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §2.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 7. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

STATE OF NEW YORK            )  
  : ss.:  
COUNTY OF WESTCHESTER    )

I HEREBY CERTIFY that I have compared the foregoing Act No. -20\_\_ with the original on file in my office, and that the same is a correct transcript therefrom and of the whole of the said original Act, which was duly adopted by the County Board of Legislators of the County of Westchester on \_\_\_\_\_, 20\_\_ and approved by the County Executive on \_\_\_\_\_, 20\_\_.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators  
\_\_\_\_\_ this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

The Clerk and Administrative Officer of the County  
Board of Legislators  
County of Westchester, New York

(SEAL)

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on \_\_\_\_\_, 20\_\_ and approved by the County Executive on \_\_\_\_\_, 20\_\_ and the validity of the obligations authorized by such Bond Act may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Westchester, in the State of New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Complete copies of the Bond Act summarized herewith shall be available for public inspection during normal business hours at the Office of the Clerk of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. \_\_\_\_\_-20\_\_

BOND ACT AUTHORIZING THE ISSUANCE OF \$125,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE COSTS OF A TRAFFIC NOISE DETECTION PILOT PROGRAM; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$125,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$125,000 BONDS HEREIN AUTHORIZED TO FINANCE SUCH COST; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20\_\_)

object or purpose: to finance costs of a traffic noise detection pilot program, including an acoustical engineering study to determine appropriate noise detection equipment and placement location(s) to further the end goal of the project of identifying violators of existing noise limits in the Vehicle and Traffic Law; all as set forth in the County's current year Capital Budget, as amended.

amount of obligations to be issued: \$125,000; five (5) years  
and period of probable usefulness:

Dated: \_\_\_\_\_, 20\_\_  
White Plains, New York

\_\_\_\_\_  
Clerk and Administrative Officer of the County Board of  
Legislators of the County of Westchester, New York

## CAPITAL PROJECT FACT SHEET

<b>Project ID:*</b> BPS32	<input type="checkbox"/> CBA	<b>Fact Sheet Date:*</b> 05-14-2021
<b>Fact Sheet Year:*</b> 2021	<b>Project Title:*</b> TRAFFIC NOISE DETECTION PILOT PROGRAM	<b>Legislative District ID:</b> 14, 15
<b>Category*</b> BUILDINGS, LAND & MISCELLANEOUS	<b>Department:*</b> PUBLIC SAFETY	<b>CP Unique ID:</b> 1689

**Overall Project Description**

Purchase and Installation of a Noise Camera to study the number of cars and other motor vehicles that emit noise that exceeds a decible level of 75. As this is a pilot program, an appropriate roadway and location on that roadway will need to be determined.

- |   |  |   |
|---|--|---|
| <input checked="" type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies     | <input type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety                          | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue        |
| <input type="checkbox"/> Security                             | <input type="checkbox"/> Other                   |   |

**FIVE-YEAR CAPITAL PROGRAM (in thousands)**

	Estimated Ultimate Total Cost	Appropriated	2021	2022	2023	2024	2025	Under Review
<b>Gross</b>	125	0	125	0	0	0	0	0
<b>Less Non-County Shares</b>	0	0	0	0	0	0	0	0
<b>Net</b>	125	0	125	0	0	0	0	0

**Expended/Obligated Amount (in thousands) as of :** 0

**Current Bond Description:** This request is to fund an acoustical engineering study to determine appropriate noise detection equipment and placement location(s) to further the end goal of the project of identifying violators of exsiting noise limits in the Vehicle and Traffic Law.

**Financing Plan for Current Request:**

Non-County Shares:	\$ 0
Bonds/Notes:	125,000
Cash:	0
<b>Total:</b>	<b>\$ 125,000</b>

**SEQR Classification:**  
TYPE II

**Amount Requested:**  
125,000

**Comments:**

**Energy Efficiencies:**

**Appropriation History:**

Year	Amount	Description
2021	125,000	PURCHASE AND INSTALLATION OF A NOISE CAMERA

**Total Appropriation History:**  
125,000

**Total Financing History:**  
0

**Recommended By:**

**Department of Planning**  
WBB4

**Date**  
05-14-2021

**Department of Public Works**  
RJB4

**Date**  
05-17-2021

**Budget Department**  
LMY1

**Date**  
05-17-2021

**Requesting Department**  
CJM7

**Date**  
06-09-2021

## TRAFFIC NOISE DETECTION PILOT PROGRAM ( BPS32 )

**User Department :** Public Safety  
**Managing Department(s) :** Public Safety ;  
**Estimated Completion Date:** TBD  
**Planning Board Recommendation:** Project approved in concept but subject to subsequent staff review.

<b>FIVE YEAR CAPITAL PROGRAM (in thousands)</b>									
	Est Ult Cost	Appropriated	Exp / Obl	2021	2022	2023	2024	2025	Under Review
Gross	125			125					
Non County Share									
<b>Total</b>	<b>125</b>			<b>125</b>					

**Project Description**

Purchase and Installation of a Noise Camera to study the number of cars and other motor vehicles that emit noise that exceeds a decible level of 75. As this is a pilot program, an appropriate roadway and location on that roadway will need to be determined.

**Current Year Description**

The current year request funds the purchase and installation of a noise camera.

<b>Current Year Financing Plan</b>				
Year	Bonds	Cash	Non County Shares	Total
2021	125,000			125,000

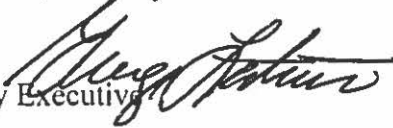
**Impact on Operating Budget**

The impact on the Operating Budget is the debt service associated with the issuance of bonds.



June 23, 2021

TO: Hon. Benjamin Boykin, Chair  
Hon. Alfreda Williams, Vice Chair  
Hon. MaryJane Shimsky, Majority Leader  
Hon. Margaret Cunzio, Minority Leader

FROM: George Latimer   
Westchester County Executive

RE: Message Requesting Immediate Consideration: **Bond Act – RGP13 –  
General Infrastructure – Equipment Acquisition '21-'25.**

---

This will confirm my request that the Board of Legislators allow submission of the referenced communication to be submitted to the Board of Legislators June 28, 2021 Agenda.

Transmitted herewith for your review and approval is a bond act ("Bond Act") which, if adopted, would authorize the County of Westchester ("County") to issue bonds in the amount of \$1,000,000 to finance the following capital project: RGP13.

Therefore, since this communication is of the utmost importance, it is respectfully submitted that the County Board of Legislators accepts this submission for June 28, 2021 "blue sheet" calendar.

Thank you for your prompt attention to this matter.



George Latimer  
County Executive

June 23, 2021

Westchester County Board of Legislators  
800 Michaelian Office Building  
White Plains, New York 10601

Dear Members of the Board of Legislators:

Transmitted herewith for your review and approval is a bond act (“Bond Act”) which, if adopted, would authorize the County of Westchester (“County”) to issue bonds in the amount of \$1,000,000 to finance the following capital project:

RGP13 – General Infrastructure – Equipment Acquisition (2021 – 2025) (“RGP13”).

The Bond Act, in the amount of \$1,000,000, will fund the purchase and installation of senior fitness equipment at various County parks.

The Department of Parks, Recreation & Conservation (the “Department”) has advised that for the mature adult population, active aging is a tremendously important key to continued physical and emotional health. Outdoor fitness equipment can offer a wide range of activities that help seniors regain lost agility and increase strength and flexibility. In addition, multiple workout stations can promote socialization and increase motivation.

Upon bonding authorization, the Department will evaluate potential locations and work with consultants to determine the equipment that fits the needs of the park users. Once the final determination regarding the location and specific fitness equipment is made, the fitness equipment will be purchased and installed in a phased approach.

Your Honorable Board has previously authorized the County to issue bonds for a prior component of this project as described in the annexed fact sheet.

The Planning Department has advised that based on its review, the above-referenced capital project has been classified as a “Type II” action pursuant to the State Environmental Quality Review Act (“SEQR”) and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. As you know, your Honorable Board may use such expert advice to reach its own conclusion.

Based on the importance of this project to the County, favorable action on the proposed Bond Act is respectfully requested.

Sincerely

A handwritten signature in black ink, appearing to read "George Latimer", written in a cursive style.

George Latimer  
County Executive

GL/KOC/KU/jpg  
Attachments

**HONORABLE BOARD OF LEGISLATORS  
THE COUNTY OF WESTCHESTER, NEW YORK**

Your Committee is in receipt of a transmittal from the County Executive recommending approval by the County of Westchester (“County”) of a bond act (“Bond Act”) in the amount of \$1,000,000 to finance capital project RGP13 – General Infrastructure – Equipment Acquisition (2021 – 2025) (“RGP13”). The Bond Act, which was prepared by the law firm Hawkins Delafield & Wood, LLP, will fund the purchase and installation of senior fitness equipment at various County parks.

The Department of Parks, Recreation & Conservation (the “Department”) has advised that for the mature adult population, active aging is a tremendously important key to continued physical and emotional health. Outdoor fitness equipment can offer a wide range of activities that help seniors regain lost agility and increase strength and flexibility. In addition, multiple workout stations can promote socialization and increase motivation.

Upon bonding authorization, the Department will evaluate potential locations and work with consultants to determine the equipment that fits the needs of the park users. Once the final determination regarding the location and specific fitness equipment is made, the fitness equipment will be purchased and installed in a phased approach.

Your Honorable Board has previously authorized the County to issue bonds for a prior component of this project as described in the annexed fact sheet.

The Planning Department has advised your Committee that based on its review, the above-referenced capital project has been classified as a Type “II” action pursuant to the State Environmental Quality Review Act (“SEQR”) and its implementing regulations, 6 NYCRR Part 617. Therefore, no further environmental review is required. Your Committee has reviewed the annexed SEQR documentation and concurs with this conclusion.

It should be noted that an affirmative vote of two-thirds of the members of your Honorable Board is required in order to adopt the Bond Act. Your Committee recommends the adoption of the proposed Bond Act.

Dated: \_\_\_\_\_, 2021  
White Plains, New York


c/jg/5-17-2021

**COMMITTEE ON**





TO: Michelle Greenbaum, Senior Assistant County Attorney  
Jeffrey Goldman, Senior Assistant County Attorney

FROM: David S. Kvinge, AICP, RLA, CFM   
Director of Environmental Planning

DATE: June 16, 2021

SUBJECT: STATE ENVIRONMENTAL QUALITY REVIEW FOR CAPITAL PROJECT:  
RGP13 General Infrastructure – Equipment Acquisition (2021-2025)

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**PROJECT/ACTION:** Per Capital Project Fact Sheet as approved by the Planning Department on 05/14/2021 (Unique ID: 1686)

With respect to the State Environmental Quality Review Act and its implementing regulations 6 NYCRR Part 617, the Planning Department recommends that no further environmental review is required for the proposed action, because the project or component of the project for which funding is requested may be classified as a **TYPE II action** pursuant to section(s):

- **617.5(c)(9):** construction or expansion of a primary or accessory/appurtenant, nonresidential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls, but not radio communication or microwave transmission facilities.
  - **617.5(c)(31):** purchase or sale of furnishings, equipment or supplies, including surplus government property, other than the following: land, radioactive material, pesticides, herbicides, or other hazardous materials.
- 

**COMMENTS:** None.

DSK/dvw

cc: Andrew Ferris, Chief of Staff  
Paula Friedman, Assistant to the County Executive  
Kathleen O'Connor, Commissioner of Parks, Recreation and Conservation  
Peter Tartaglia, First Deputy Commissioner, Dept. of Parks, Recreation and Conservation  
Tami Altschiller, Assistant Chief Deputy County Attorney  
Gideon Grande, Deputy Budget Director

Lorraine Yazzetta, Associate Budget Director  
Anthony Zaino, Assistant Commissioner  
William Brady, Chief Planner  
Michael Lipkin, Associate Planner  
Claudia Maxwell, Associate Environmental Planner

ACT NO. - 20\_\_

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,000,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE DESIGN AND INSTALLATION OF SENIOR FITNESS EQUIPMENT AT VARIOUS COUNTY PARKS; STATING THE ESTIMATED TOTAL COST THEREOF IS \$1,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,000,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted , 20\_\_)

BE IT ENACTED BY THE COUNTY BOARD OF LEGISLATORS OF THE COUNTY OF WESTCHESTER, NEW YORK (by the affirmative vote of not less than two-thirds of the voting strength of said Board), AS FOLLOWS:

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law"), the Westchester County Administrative Code, being Chapter 852 of the Laws of 1948, as amended, and to the provisions of other laws applicable thereto, \$1,000,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of the design and installation of senior fitness equipment at various County Parks; all as set forth in the County's Current Year Capital Budget, as amended. To the extent that the details set forth in this act are inconsistent with any details set forth in the Current Year Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated total cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof is \$1,000,000. The plan of financing includes the issuance of \$1,000,000 bonds herein authorized,

and any bond anticipation notes issued in anticipation of the sale of such bonds, and the levy of a tax to pay the principal of and interest on said bonds.

Section 2. The period of probable usefulness of the specific object or purpose for which the bonds authorized by this Act are to be issued, within the limitations of Section 11.00 a. 35 of the Law, is five (5) years.

Section 3. Current funds are not required to be provided as a down payment pursuant to Section 107.00 d. 9. of the Law prior to issuance of the bonds authorized herein, or any bond anticipation notes issued in anticipation of the sale of such bonds. The County intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Act, in the total amount of \$1,000,000. This Act is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The estimate of \$1,000,000 as the estimated total cost of the aforesaid class of objects or purposes is hereby approved.

Section 5. Subject to the provisions of this Act and of the Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Board of Legislators relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and

relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Act and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Westchester, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Act and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Act or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Act shall take effect in accordance with Section 107.71 of the Westchester County Charter.

\* \* \*

STATE OF NEW YORK            )  
  : ss.:  
COUNTY OF WESTCHESTER    )

I HEREBY CERTIFY that I have compared the foregoing Act No. -20\_\_ with the original on file in my office, and that the same is a correct transcript therefrom and of the whole of the said original Act, which was duly adopted by the County Board of Legislators of the County of Westchester on           , 20\_\_ and approved by the County Executive on           , 20\_\_.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County Board of Legislators this    day of           , 20\_\_.

(SEAL)

\_\_\_\_\_  
The Clerk and Chief Administrative Officer of the  
County Board of Legislators  
County of Westchester, New York

LEGAL NOTICE

A Bond Act, a summary of which is published herewith, has been adopted by the Board of Legislators on \_\_\_\_\_, 20\_\_\_, and approved by the County Executive on \_\_\_\_\_, 20\_\_\_, and the validity of the obligations authorized by such Bond Act may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Westchester, in the State of New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Complete copies of the Bond Act summarized herewith shall be available for public inspection during normal business hours at the Office of the Clerk of the Board of Legislators of the County of Westchester, New York, for a period of twenty days from the date of publication of this Notice.

ACT NO. \_\_\_\_\_-20\_\_\_

BOND ACT AUTHORIZING THE ISSUANCE OF \$1,000,000 BONDS OF THE COUNTY OF WESTCHESTER, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE DESIGN AND INSTALLATION OF SENIOR FITNESS EQUIPMENT AT VARIOUS COUNTY PARKS; STATING THE ESTIMATED TOTAL COST THEREOF IS \$1,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,000,000 BONDS HEREIN AUTHORIZED; AND PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS. (Adopted \_\_\_\_\_, 20\_\_\_)

object or purpose: to finance the cost of the design and installation of senior fitness equipment at various County Parks; all as set forth in the County's Current Year Capital Budget, as amended.

amount of obligations to be issued  
and period of probable usefulness: \$1,000,000; five (5) years

Dated: \_\_\_\_\_, 20\_\_\_  
White Plains, New York

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Clerk and Chief Administrative Officer of the County  
Board of Legislators of the County of Westchester, New  
York

**CAPITAL PROJECT FACT SHEET**

**Project ID:\***  
RGP13

CBA

**Fact Sheet Date:\***  
05-12-2021

**Fact Sheet Year:\***  
2021

**Project Title:\***  
GENERAL INFRASTRUCTURE -  
EQUIPMENT ACQUISITION (2021-  
2025)

**Legislative District ID:**

**Category\***  
RECREATION FACILITIES

**Department:\***  
PARKS, RECREATION &  
CONSERVATION

**CP Unique ID:**  
1686

**Overall Project Description**

This project funds the continued acquisition of heavy equipment and vehicles throughout the Parks system.

- |  |  |  |
|--|--|--|
| <input type="checkbox"/> Best Management Practices | <input type="checkbox"/> Energy Efficiencies     | <input checked="" type="checkbox"/> Infrastructure |
| <input type="checkbox"/> Life Safety               | <input type="checkbox"/> Project Labor Agreement | <input type="checkbox"/> Revenue                   |
| <input type="checkbox"/> Security                  | <input type="checkbox"/> Other                   |  |

**FIVE-YEAR CAPITAL PROGRAM (in thousands)**

	Estimated Ultimate Total Cost	Appropriated	2021	2022	2023	2024	2025	Under Review
<b>Gross</b>	3,500	0	1,500	500	500	500	500	0
<b>Less Non-County Shares</b>	0	0	0	0	0	0	0	0
<b>Net</b>	3,500	0	1,500	500	500	500	500	0

**Expended/Obligated Amount (in thousands) as of :** 474

<b>Current Bond Description:</b> The current request will fund the purchase and installation of senior fitness equipment at various parks.	
<b>Financing Plan for Current Request:</b>	
Non-County Shares:	\$ 0
Bonds/Notes:	1,000,000
Cash:	0
<b>Total:</b>	<b>\$ 1,000,000</b>

**SEQR Classification:**  
TYPE II

**Amount Requested:**  
1,000,000

**Comments:**

**Energy Efficiencies:**

**Appropriation History:**

Year	Amount	Description
2021	1,500,000	CONTINUATION OF THIS PROJECT \$500,000; PURCHASE/INSTALLATION OF SENIOR FITNESS EQUIPMENT \$1,000,000

**Total Appropriation History:**  
1,500,000

**Financing History:**

Year	Bond Act #	Amount	Issued	Description
2021	13	500,000		EQUIPMENT PURCHASE



**Total Financing History:**  
500,000

**Recommended By:**

**Department of Planning**  
WBB4

**Date**  
05-14-2021

**Department of Public Works**  
RJB4

**Date**  
05-17-2021

**Budget Department**  
LMYI

**Date**  
05-17-2021

**Requesting Department**  
KUU1

**Date**  
05-17-2021

## GENERAL INFRASTRUCTURE - EQUIPMENT ACQUISITION (2021-2025) ( RGP13 )

**User Department :** Parks, Recreation & Conservation  
**Managing Department(s) :** Parks, Recreation & Conservation ; Public Works ;

**Estimated Completion Date:** TBD

**Planning Board Recommendation:** Project without physical planning aspects of concern to the Westchester County Planning Board.

### **FIVE YEAR CAPITAL PROGRAM (in thousands)**

	Est Ult Cost	Appropriated	Exp / Obl	2021	2022	2023	2024	2025	Under Review
Gross	3,500			1,500	500	500	500	500	
Non County Share									
<b>Total</b>	<b>3,500</b>			<b>1,500</b>	<b>500</b>	<b>500</b>	<b>500</b>	<b>500</b>	

### **Project Description**

This project funds the continued acquisition of heavy equipment and vehicles throughout the Parks system.

### **Current Year Description**

The current request funds the continuation of this project, \$500,000 and the purchase/installation of senior fitness equipment, \$1,000,000.

### **Current Year Financing Plan**

Year	Bonds	Cash	Non County Shares	Total
2021	1,500,000			1,500,000

### **Impact on Operating Budget**

The impact on the Operating Budget is the debt service associated with the issuance of bonds.

**Margaret A. Cunzio**

Legislator, 3rd District  
Minority Leader  
Co-Chair, Rules



Committee Assignments:  
Budget & Appropriations  
Labor & Housing  
Planning, Economic Development & Energy  
Public Safety

**MEMORANDUM**

TO: Benjamin Boykin, Chair, Board of Legislators

FROM: Margaret Cunzio, Legislator – 3<sup>rd</sup> District

DATE: June 9, 2021

RE: Correspondence: request for Annexation from County  
Saw Mill Sewer District 25 Cecilia Lane, Pleasantville, NY 10570

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Please add the attached article to the agenda of the June 28, 2021 Board of Legislators meeting for referral to the appropriate committees.



**CARL FULGENZI**  
Supervisor

June 2, 2021

Honorable Margaret A. Cunzio  
Westchester County Board of Legislators  
800 Michaelian Office Building  
148 Martine Avenue, 8th Floor  
White Plains, New York 10601

Re: Request for removal from Westchester County Saw Mill Sanitary Sewer District

Dear Honorable Cunzio,

Enclosed is a certified copy of Town Board resolution No. 185-21 for the following property owner who has requested removal of his property from the County Saw Mill Sewer District.

<u>Name</u>	<u>Tax Map</u>	<u>Address</u>
Rand & Dale Joseph	100.13-1-13	25 Cecilia Lane Pleasantville, NY 10570

Also enclosed is a copy of the town tax map for this parcel. Please have this request processed for removal from the County Saw Mill Sewer District.

Sincerely,

Carl Fulgenzi



SUSAN MARMOL  
Town Clerk

EXTRACT OF THE MINUTES  
OF THE REGULAR MEETING  
OF THE TOWN BOARD  
TOWN OF MOUNT PLEASANT  
WESTCHESTER COUNTY, NY  
HELD APRIL 27, 2021

REQUEST FOR REMOVAL FROM WESTCHESTER COUNTY SAW MILL  
SANITARY SEWER - RAND & DALE JOSEPH, 25 CECILIA LANE,  
PLEASANTVILLE, NEW YORK, SECTION 100.13, BLOCK 1, LOT 13  
RESOLUTION 185-21

Upon motion of Mrs. Smalley, seconded by Mrs. Zaino and unanimously  
carried, it was

WHEREAS, certain property owners(s) within the County of Westchester Sewer  
District have requested removal of their property from the Westchester County  
Saw Mill Sanitary Sewer District because their property is not serviced by  
sanitary sewers and it is not anticipated that sanitary sewers will be construct  
in this area in the foreseeable future, and

WHEREAS, certain properties are similarly situated,

NOW THEREFORE IT IS RESOLVED: That the County Board of Legislators is  
requested to remove the following parcel and such other parcels as may be  
appropriate from the Westchester County Saw Mill Sanitary Sewer District.

<u>Name</u>	<u>Tax Map</u>	<u>Address</u>
Rand & Dale Joseph	100.13-1-13	25 Cecilia Lane Pleasantville, NY

*Susan Marmol*  
SUSAN MARMOL  
TOWN CLERK  
TOWN OF MOUNT PLEASANT



**TOWN OF HARRISON  
VILLAGE OF HARRISON**



ALFRED F. SULLA, JR. MUNICIPALE BUILDING  
1 HEINEMAN PLACE  
HARRISON, NEW YORK 10528

**JACKIE GREER**  
*Town/Village Clerk*

Telephone: (914) 670-3030  
Fax: (914) 835-2009

June 8, 2021

Hon. Catherine F. Parker  
Westchester County Board of Legislators  
800 Michaelian Office Building  
148 Martine Avenue, 8<sup>th</sup> Floor  
White Plains, New York, 10601

Dear Hon. Parker:

I, Jacqueline Greer, Town/Village Clerk of the Town/Village of Harrison respectfully submit a Village Board Resolution for the County Board of Legislators to consider a request by the following resident to be removed from the Westchester County Sewer District:

Jared C. McDade, 3830 Purchase Street, Purchase, NY 10577, Block 0951, Lot 019.

If you should have any questions please feel free to contact me at (914) 670-3030.

Sincerely,

Jacqueline Greer  
Town/Village Clerk

cc: Deputy Village Attorney Andrea Rendo



June 3, 2021

V - - 2021 - - 047

AUTHORIZATION TO REQUEST THE COUNTY TO REMOVE A PROPERTY  
FROM THE WESTCHESTER COUNTY SEWER DISTRICT

On motion of Trustee Gordon, seconded by Trustee Sciliano,

it was

RESOLVED to accept the request by Deputy Village Attorney, Andrea Rendo, for Village Engineer, Michael Amodeo, on behalf of Homeowner Jared C. McDade, for the Board to create a resolution in order to request to the county to remove the property known as 3830 Purchase Street (Block 0951, Lot 019) from the Westchester County Sewer District.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and Village Engineer.

Adopted by the following vote:

AYES: Trustees Dionisio, Gordon, and Sciliano  
Mayor Belmont

NAYS: None

ABSENT: Trustee Leader

WESTCHESTER COUNTY  
BOARD OF LEGISLATORS  
2021 JUN 22 PM 12:33

RECEIVED

FILED THIS	
8	DAY OF
June	2021
Jacqueline Sheer	
Town Clerk, Harrison, New York	

# HARRISON ENGINEERING DEPARTMENT


Town/Village of Harrison  
Alfred F. Sulla, Jr. Municipal Building  
1 Heineman Place  
Harrison, New York 10528

Michael J. Amodeo, P.E., CFM  
Town Engineer



**Date:** May 26, 2021

**To:** Andrea Rendo, Deputy Village Attorney

**From:** Michael J. Amodeo, P.E., CFM, Town Engineer 

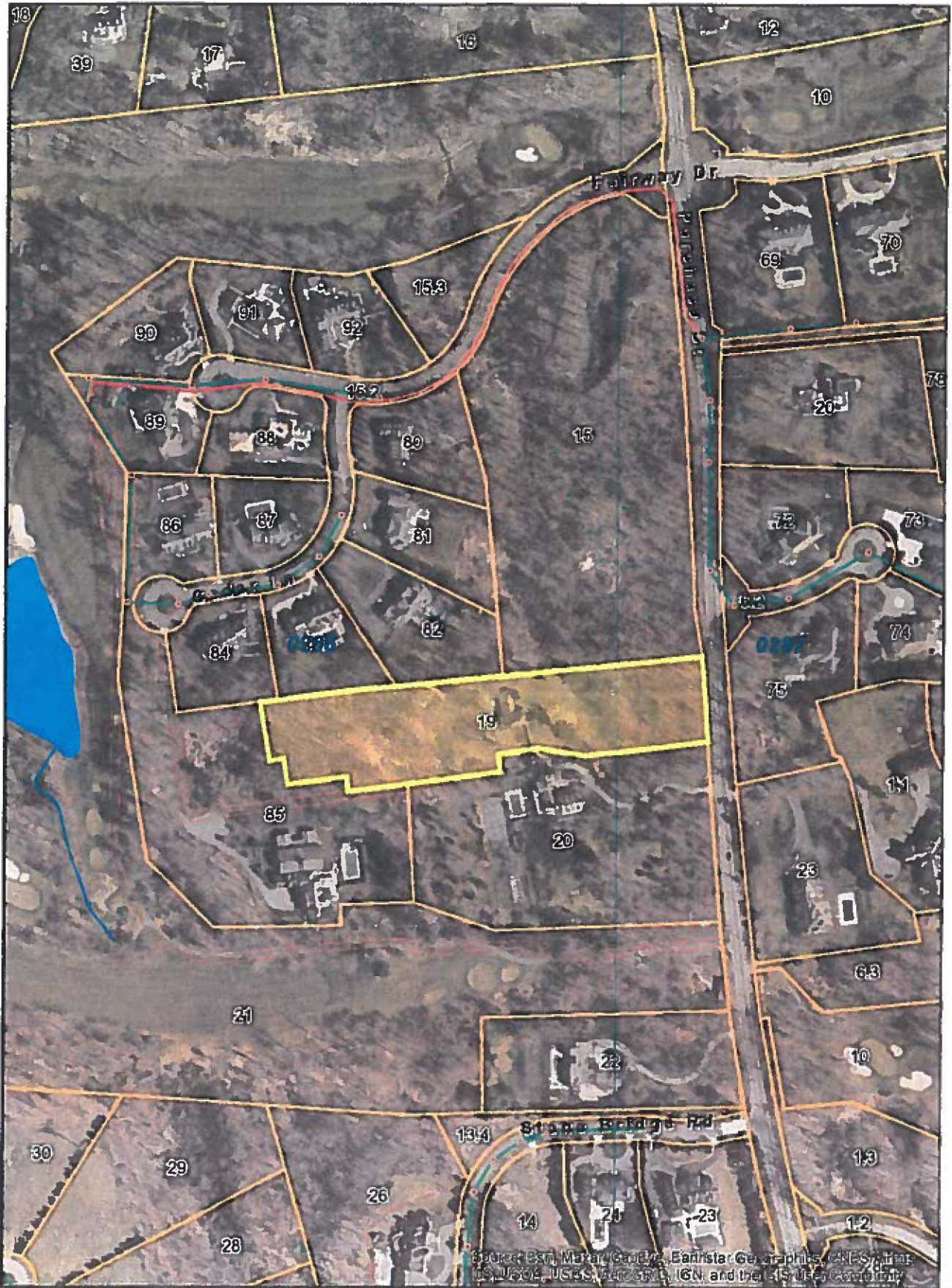
**RE:** 3830 Purchase Street County Sewer District Removal Request

Enclosed please find the following documentation to request permission from the Town Board to remove 3830 Purchase Street from the Westchester County Sewer District.

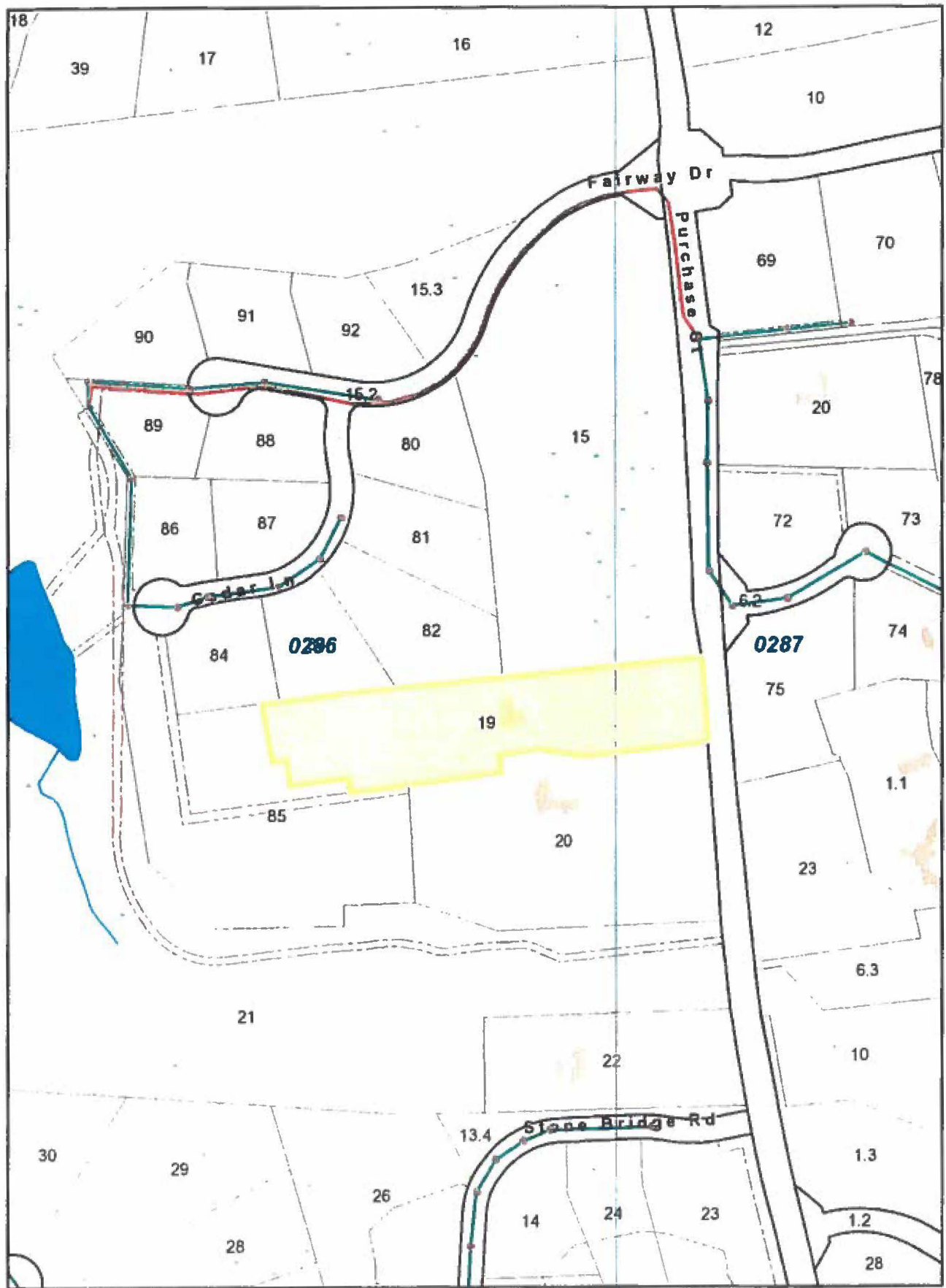
1. The Town Assessment Map with Parcel noted
2. The Town Assessment Roll with parcel designation, assessed value and size of parcel indicated
3. Maps showing the location of nearest Town sewer

Feel free to contact me should you require any additional information.









Jared C. McDade  
3830 Purchase Street  
Purchase, NY 10577

April 19, 2021

Mayor Ronald Belmont  
One Heineman Plaza  
Harrison, NY 10528-3305

Dear Ron:

I spoke with Michael Amodeo in the Engineering Department today and he suggested I write this letter outlining our concerns so that the County of Westchester may make a formal response. As we discussed on the phone recently, we pay an annual sewer tax on our property at 3830 Purchase Street (Block 0951 Lot 019) in the amount of \$1,040.65. However, we are not connected to any public or private sewer, and have utilized a septic system for many years. The system has been maintained, cleaned, and pumped routinely and works efficiently, with no issues. This letter asks for a review of our situation and the granting of relief from the sewer tax.

Our property boundary is within 100 feet of the closest public sewer connection, at White Oak Circle. However, our house, which is over 100 years old, is set back from that boundary about 500 feet and lies on the opposite side of Purchase Street, which is a NY state road. In addition, there are wetlands between the house and Purchase Street that run along our East boundary and continue along the Purchase Estates property to the North of us. Connecting to the sewer at White Oak Circle would disturb the wetlands and involve special permissions in addition to the already extensive excavation, pumping, and piping work required because of the topography of the terrain and the large setback for the house.

Over the past several years we have researched the possibility of alternate routes for a sewer line, and have determined two potentially viable options. One connects through the property of Howard and Sharon Golden (No. 11 Cedar Lane), and the other through the property of Richard and Julie Gans (No. 5 Cedar Lane). In consultation with an engineer and the Golden's, it was determined that there were originally three connections available at the Golden's site. Of these, two were viable, with one utilized by the Golden's, and the other utilized by 3800 Purchase Street (property of Robert and Alison Wise). The third connection, which would otherwise be available to us, was damaged during construction. Repairs would require demolition and rebuilding of an existing stone wall, which the Golden's were unwilling to allow. The second option, through the property of Richard and Julie Gans out to Cedar Lane, was agreed by Gans, but disallowed by Purchase Estates. The Home Owners Association was uncomfortable with the potential for a failure of the line and the liability that might be caused. A possible third option, connecting to the line used by 3800 Purchase Street, has been ruled out because the line is too small to accommodate more than one property.

Given our unsuccessful efforts to find a way to connect to a sewer system, and the apparent lack of any reasonable options, we ask for an exemption from the tax. My family has owned our property since 1956, and we have paid the tax for as long as it has been levied. We believe that it is time to have relief.

Sincerely,

  
Jared C. McDade

  
Terrill A. McDade

STATE OF NEW YORK  
 COUNTY: Westchester  
 TOWN OF HARRISON  
 SWIS: 552800 (HARRISON)

2020 TOWN FINAL ROLL  
 TAXABLE SECTION OF THE ROLL - 1  
 PARCEL ID ORDER  
 UNIFORM PERCENT OF VALUE = 1.47

PAGE: 1091  
 ROLL PRINT DATE: 9/15/2020  
 VALUATION DATE: 5/1/2020  
 TAXABLE STATUS DATE: 5/1/2020

TAX MAP PARCEL ID	CD	PROPERTY LOCATION & CLASS	ASSESSMENT	EXEMPTION CODE	COUNTY	TOWN	SCHOOL
CURRENT OWNERS NAME		SCHOOL DISTRICT	---LAND---	TAX DESCRIPTION			TAXABLE VALUE
CURRENT OWNERS ADDRESS		PARCEL SIZE/GRID COORD	--TOTAL---	SPECIAL DISTRICTS			
***** 0951.-16 *****							
0951.-16		3990 PURCHASE ST 250 ESTATE		41854 RES STAR			1,230
MC MANUS, JOHN		HARRISON CENTRAL	15,800	COUNTY TAXABLE			23,100
MC MANUS, DIANE		ACREAGE 7.21		TOWN TAXABLE			23,100
3990 PURCHASE ST		FULL MKT VAL 1,571,428	23,100	SCHOOL TAXABLE			21,870
PURCHASE NY 10577				CS282 MAMARONECK VALL			23,100 TO C
				DD281 REF DISPOSAL DI			23,100 TO
				SF284 FIRE DST #4 PUR			23,100 TO
***** 0951.-17 *****							
0951.-17		43 BARNES LN 210 1 FAMILY RES		COUNTY TAXABLE			19,250
JOHN B HOLMES TRUST		HARRISON CENTRAL	5,010	TOWN TAXABLE			19,250
HOLMES WILLIAM B & SHAWN		ACREAGE 2.34		SCHOOL TAXABLE			19,250
HOLMES JOHN B JR		FULL MKT VAL 1,309,523	19,250	CS282 MAMARONECK VALL			19,250 TO C
43 BARNES LANE				DD281 REF DISPOSAL DI			19,250 TO
PURCHASE NY 10577				SF284 FIRE DST #4 PUR			19,250 TO
***** 0951.-18 *****							
0951.-18		39 BARNES LN 210 1 FAMILY RES		COUNTY TAXABLE			37,700
ROSKIND SCOTT C		HARRISON CENTRAL	4,360	TOWN TAXABLE			37,700
ROSKIND, DINA L		ACREAGE 3.37		SCHOOL TAXABLE			37,700
39 BARNES LN		FULL MKT VAL 2,564,625	37,700	CS282 MAMARONECK VALL			37,700 TO C
PURCHASE NY 10577				DD281 REF DISPOSAL DI			37,700 TO
				SF284 FIRE DST #4 PUR			37,700 TO
***** 0951.-19 *****							
0951.-19		3830 PURCHASE ST 210 1 FAMILY RES		41120 WAR VET			794
MC DADE, JARED		HARRISON CENTRAL	10,000	41854 RES STAR			794
MC DADE, TERRILL		PO14#19#85		COUNTY TAXABLE			1,230
PO BOX 177		ACREAGE 4.00	32,500	TOWN TAXABLE			31,706
3830 PURCHASE ST		FULL MKT VAL 2,210,884		SCHOOL TAXABLE			31,706
PURCHASE NY 10577				SCHOOL TAXABLE			30,476
				CS281 BLIND BROOK SEW			32,500 TO C
				DD281 REF DISPOSAL DI			32,500 TO
				SF284 FIRE DST #4 PUR			32,500 TO
***** 0951.-20 *****							
0951.-20		3800 PURCHASE ST 210 1 FAMILY RES		COUNTY TAXABLE			41,400
WISE JR, ROBERT F		HARRISON CENTRAL	10,200	TOWN TAXABLE			41,400
WISE, ALISON B		PO20#21		SCHOOL TAXABLE			41,400
3800 PURCHASE ST		PARTIAL	41,400	CS281 BLIND BROOK SEW			41,400 TO C
PURCHASE NY 10577		ACREAGE 5.09		DD281 REF DISPOSAL DI			41,400 TO
		FULL MKT VAL 2,816,326		SF284 FIRE DST #4 PUR			41,400 TO









**TOWN OF CORTLANDT**  
**DEPARTMENT OF TECHNICAL SERVICES**  
**ENGINEERING DIVISION**

Michael Preziosi, P.E.  
*Director – D.O.T.S*

Arthur D'Angelo, Jr., P.E.  
Deputy Director  
*D.O.T.S – Engineering*

Town Hall, 1 Heady Street  
Cortlandt Manor, NY 10567  
Main #: 914-734-1060  
Fax #: 914-734-1066

**Town Supervisor**  
Linda D. Puglisi

**Town Board**  
Richard H. Becker  
Debra A. Carter  
James F. Creighton  
Francis X. Farrell

**TRANSMITTAL**

**DATE:** June 16, 2021

**TO:** Sunday Vanderberg  
Board Clerk  
Westchester County Board of Legislators  
800 Michaelian Office Building  
148 Martine Avenue, 8th Floor  
White Plains, New York 10601

**FROM:** Arthur D'Angelo, Jr., P.E.  
Deputy Director  
D.O.T.S. - Engineering

**RE:** Incorporate Parcel - PSSD  
Adalberto Aguilar (Owner)  
Joe Bellamy (Contract Vendee)  
East Hill Road  
Town of Cortlandt, NY  
Section: 13.10, Block: 1, Lot: 62

We are sending to you today by FedEx the following:

- (1) – One copy of the letter from the Owner and Contract Vendee requesting to reinstate the above referenced parcel into the Peekskill Sanitary Sewer District.
- (1) – One certified copy of the Town Board Resolution (137-21) requesting to include (reinstate) the above referenced parcel into the Peekskill sanitary Sewer District.

If you have any questions or require any further information please do not hesitate to contact this office.

cc: (One copy each of the above – via email)  
Amy Vele – Personal Legislative Aide for  
Westchester County Board of Legislator – Colin D. Smith  
Laroue Shatzkin, Town of Cortlandt, Town Clerk  
File Copy - Engineering Division

April 1, 2021

Supervisor Puglisi and Town Board  
Town of Cortlandt  
1 Heady Street  
Cortlandt Manor, NY 10567

RE: Request to Reinstate Parcel into  
Peekskill Sanitary Sewer District.

Dear Supervisor Puglisi and Town Board:


As the owner, Adalberto Aguilar and contract vendee, Joe Bellamy of the following parcel(s) I am requesting that you please petition Westchester County to reinstate the parcel(s) located at East Hill Road, Cortlandt Manor, New York, SECTION 13.10, BLOCK 01, LOT 62 into the Peekskill Sanitary Sewer District located in the Town of Cortlandt.

THIS/THESE parcel(s) were removed from the Peekskill Sanitary Sewer District tax rolls in 1998 for the 1999 tax year.

If you have any questions please do not hesitate to contact me at  
(914) 528-2920 Adalberto Aguilar  
(914) 490-7082 Joe Bellamy

Very truly yours,

  
Adalberto Aguilar

  
Joe Bellamy

**RESOLUTION**

**NUMBER 137-21**

**(RE: AUTHORIZE REQUEST TO HAVE A PARCEL LOCATED WITHIN THE TOWN INCLUDED IN THE PEEKSKILL SANITARY SEWER DISTRICT AND FORWARD SAME TO WESTCHESTER COUNTY FOR CONSIDERATION)**

WHEREAS, by letter dated April 1, 2021 from Adalberto Aguilar and Joe Bellamy, Owner and Contract Vendee of Section 13.10, Block 01, Lot 62 property described below was received by the Town Board of the Town of Cortlandt at the Town Board Meeting held May 11, 2021 for a parcel located at East Hill Road, Cortlandt Manor, New York 10567; and

WHEREAS, the owner(s) has requested the Town of Cortlandt petition the County of Westchester to have said property included into the Peekskill Sanitary Sewer District; said property is designated as follows:

Section 13.10 Block 01, Lot 62  
East Hill Road  
Cortlandt Manor, NY 10567

Owner: Adalberto Aguilar  
Contract Vendee: Joe Bellamy

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Cortlandt, on behalf of the above-mentioned owner and contract vendee in the Town of Cortlandt, does hereby petition the County of Westchester to include said parcel designated above into the Peekskill Sanitary Sewer District.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN  
TOWN CLERK**

**Adopted May 11, 2021  
At a Regular Meeting  
Held via Zoom**

**Certified Copy**  
06/09/2021 Date  
JR Shatzkin  
Town Clerk and Registrar





**TOWN OF CORTLANDT**  
**DEPARTMENT OF TECHNICAL SERVICES**  
**ENGINEERING DIVISION**

Michael Preziosi, P.E.  
 Director – D.O.T.S

Arthur D'Angelo, Jr., P.E.  
 Deputy Director  
 D.O.T.S – Engineering

Town Hall, 1 Heady Street  
 Cortlandt Manor, NY 10567  
 Main #: 914-734-1060  
 Fax #: 914-734-1066

**Town Supervisor**  
 Linda D. Puglisi

**Town Board**  
 Richard H. Becker  
 Debra A. Carter  
 James F. Creighton  
 Francis X. Farrell

**TRANSMITTAL**

DATE: June 17, 2021

TO: Sunday Vanderberg  
 Board Clerk  
 Westchester County Board of Legislators  
 800 Michaelian Office Building  
 148 Martine Avenue, 8th Floor  
 White Plains, New York 10601

FROM: Arthur D'Angelo, Jr., P.E.  
 Deputy Director  
 D.O.T.S. - Engineering

RE: Reinstate Parcel - PSSD  
 Stephanie Sinclair & Bryan Hoben  
 73 South Hill Road  
 Town of Cortlandt, NY  
 Section: 13.17, Block: 2, Lot: 21

**RECEIVED**  
 2021 JUN 22 PM 2:46  
 WESTCHESTER COUNTY  
 BOARD OF LEGISLATORS

We are sending to you today by FedEx the following:

- (1) – One copy of the letter from the Owners requesting to reinstate the above referenced parcel into the Peekskill Sanitary Sewer District.
- (1) – One certified copy of the Town Board Resolution (159-21) requesting to reinstate the above referenced parcel into the Peekskill sanitary Sewer District.

If you have any questions or require any further information please do not hesitate to contact this office.

cc: (One copy each of the above – via email)  
 Amy Vele – Personal Legislative Aide for  
 Westchester County Board of Legislator – Colin D. Smith  
 Laroue Shatzkin, Town of Cortlandt, Town Clerk  
 File Copy - Engineering Division

Stephanie Sinclair  
Bryan Hoben  
73 South Hill Road  
Cortlandt Manor, New York 10567  
(212) 810-1216

May 11, 2021

Supervisor Linda Puglisi & Town Board Members  
Town of Cortlandt  
Town Hall, 1 Heady Street  
Cortlandt Manor, NY 10567

Sent via e-mail to: [ArthurD@townofcortlandt.com](mailto:ArthurD@townofcortlandt.com)

**Re: Request to Reinstate Parcel into the Westchester County Peekskill Sanitary Sewer District Owners – Stephanie Sinclair & Bryan Hoben  
73 South Hill Road (Single-Family Residence)  
Cortlandt Manor, New York 10567  
Tax Map Designation: Section 13.17, Block 2, Lot 21 (Formerly 4.01-31-1)**

Dear Supervisor Puglisi and Town Board Members:

As the current property owner(s) of the following parcel we are requesting that you please petition Westchester County to reinstate the parcel located at 73 South Hill Road, Cortlandt Manor, New York, Section 13.17 Block 2 Lot 21, into the Peekskill Sanitary Sewer District located in the Town of Cortlandt.

This parcel was removed from the Peekskill Sanitary Sewer District tax rolls in 1998 for the 1999 tax year.

Should you have any questions or require additional information, please do not hesitate to contact me at the number above. Thank you for your time and consideration in this matter.

Respectfully submitted,



Stephanie Sinclair



Bryan Hoben

cc: Arthur D'Angelo Jr., P.E., Deputy Director, Dept. of Technical Services, Town of Cortlandt; via email  
James C. Annicchiarico, Cronin Engineering, P.E., P.C. via e-mail  
File: *Sinclair-Hoben-73 South Hill Rd-Cortlandt-Sewer-Incorp-Letter-Town Board-20210511*

**RESOLUTION**

**NUMBER 159-21**

**(RE: AUTHORIZE REQUEST TO HAVE A PARCEL LOCATED WITHIN THE TOWN REINSTATED INTO THE PEEKSKILL SANITARY SEWER DISTRICT AND FORWARD SAME TO WESTCHESTER COUNTY FOR CONSIDERATION)**

**WHEREAS**, by letter dated May 11, 2021 from Stephanie Sinclair and Bryan Hoben, Owners of Section 13.17, Block 02, Lot 21 property described below was received by the Town Board of the Town of Cortlandt at the Town Board Meeting held June 15, 2021 for a parcel located at 73 South Hill Road, Cortlandt Manor, New York 10567; and

**WHEREAS**, the owner(s) has requested the Town of Cortlandt petition the County of Westchester to have said property reinstated into the Peekskill Sanitary Sewer District; said property is designated as follows:

Section 13.17, Block 02, Lot 21  
73 South Hill Road  
Cortlandt Manor, NY 10567

Owner(s): Stephanie Sinclair and Bryan Hoben

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Cortlandt, on behalf of the above-mentioned owner and contract vendee in the Town of Cortlandt, does hereby petition the County of Westchester to reinstate said parcel designated above into the Peekskill Sanitary Sewer District; and

**BE IT FURTHER RESOLVED**, the parcel shall also be incorporated in the Town's Fawn Ridge Sewer District subject to incorporation into the Peekskill Sanitary Sewer District; and

**BE IT FURTHER RESOLVED**, the Town Clerk shall notify the Town's Receiver of Taxes and Town Assessor upon reinstatement of the parcel in the County and Town sewer districts.

**BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF CORTLANDT  
LAROUÉ ROSE SHATZKIN  
TOWN CLERK**

**Adopted June 15, 2021  
At a Regular Meeting  
Held at Town Hall**

**Certified Copy**  
06/17/21 Date  
*JR Shatzkin*  
Town Clerk and Registrar